

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

nmt

Mailed: August 29, 2014

Opposition No. 91210573

Evonik Degussa GmbH

v.

Rust-Oleum Brands Company

**By the Trademark Trial and Appeal Board:**

On August 26, 2014, applicant filed an abandonment of its application Serial No. 85736164, with prejudice, and with opposer's written consent.

In view thereof, application Serial No. 85736164 stands abandoned with prejudice, and the opposition is dismissed without prejudice. *See* Trademark Rule 2.135.<sup>1</sup>

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<sup>1</sup>The parties' stipulation does not indicate proof of service as required by Trademark Rule 2.119. In order to expedite this matter, a copy of said stipulation can be viewed at <http://ttabvueint.uspto.gov/ttabvue/>.